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Attorney for Applicant

Date: 22 September 2008

Appl. No.: 10/632,525
Applicant(s): Aiken et al.
Filed: 31 July 2003
Title: SYSTEM AND METHOD FOR WIRELESS REMOTE CONTROL OF LOCOMOTIVES
Art Unit: 2616
Examiner: Phuongchau Ba Nguyen

Docket No.: DB001213-000
Customer No.: 24122

To: Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Information Disclosure Statement

Sir:

Pursuant to the provisions of 37 CFR §§1.56 and 1.97-98, enclosed herewith is:

- ☒ Form PTO/SB/08A
☐ Form PTO/SB/08B

listing references for consideration by the Examiner.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is "prior art" to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability as defined in 37 CFR §1.56, or that no other material information exists, and shall not be construed as an admission against applicant(s) interest in any manner.

The Information Disclosure Statement submitted herewith is being filed pursuant to:

- ☐ 37 C.F.R. §1.97(b)(1); no fee is required;
OR
- ☐ 37 C.F.R. §1.97(b)(2); no fee is required;
OR
- ☐ 37 C.F.R. §1.97(b)(3); no fee is required;
OR
- ☐ 37 C.F.R. §1.97(b)(4); no fee is required;
OR
- ☒ 37 C.F.R. §1.97(c);
AND either

☒ The fee set forth in §1.17(p); OR

Applicant certifies pursuant to 37 CFR §1.97(e) that:

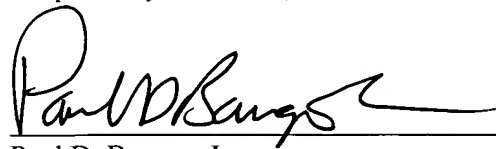
- ☐ each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement; OR
- ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item contained in the Information Disclosure Statement was known to any individual designated under 37 CFR §1.56(c) more than three months prior to the filing of this statement;

OR

- ☐ 37 C.F.R. §1.97(d); the fee set forth in §1.17(p) is attached,
AND
- ☐ each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement; OR
- ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item contained in the Information Disclosure Statement was known to any individual designated under 37 CFR §1.56(c) more than three months prior to the filing of this Statement.

Applicants respectfully request that the listed references be considered by the Examiner, and that the Examiner acknowledge consideration of these references by initialing and returning a copy of the attached form(s) with the next Official Action.

Respectfully submitted,



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Dated: 22 September 2008